



**EXPEDITED RULE MAKING  
(Chapter 25, Laws of 2001)**

**CR-105 (7/22/01)  
EXPEDITED RULE MAKING ONLY**

Agency: **Office of the Insurance Commissioner**

(a) Title of rule: **Date certain payment of automobile premiums**

Purpose: **The proposed rule implements Chapter 344, Laws of 2002 (SSB 6234).**

Other identifying information: **R 2002-10**

(b) Statutory authority for adoption: **RCWs 48.02.060 and 48.18.140**

Statute being implemented: **RCW 48.18.140**

(c) Summary: **The proposed rule states that insurers must state a consistent and specific day of the month as the due date for payment of premiums for private passenger automobile insurance paid periodically. Once the due date is established by the insurer, it can only be changed by agreement of the policyholder and insurer, or due to late payment. The proposed rule also provides an example of how an insurer can comply and clarifies that no filing is necessary for compliance.**

Reasons supporting proposal: **The proposed rule provide guidance for insurers implementing the law.**

(d) Name of Agency Personnel Responsible for:

Office Location

Telephone

1. **Drafting..... Jon Hedegard**

**Tumwater, WA**

**360/725-7039**

2. **Implementation.... Terry Nordahl**

**Tumwater, WA**

**360/725-7134**

3. **Enforcement.....Carol Sureau**

**Tumwater, WA**

**360/725-7050**

(e) Name of proponent (person or organization): **Mike Kreidler, Insurance Commissioner**

☐ Private

☐ Public

☒ Governmental

(f) Agency comments or recommendations, if any, as to statutory language, implementation, enforcement and fiscal matters: **None**

(g) Is rule necessary because of:

Federal Law?

☐ Yes

☒ No

If yes, ATTACH COPY OF TEXT

Federal Court Decision?

☐ Yes

☒ No

Citation:

State Court Decision?

☐ Yes

☒ No

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

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**CODE REVISER USE ONLY**

AND RECEIVED BY: **December 24, 2002**

NAME (TYPE OR PRINT)

**Mike Kreidler**

SIGNATURE

TITLE

**Insurance Commissioner**

DATE

**10/23/02**

(COMPLETE REVERSE SIDE)

(j) Short explanation of rule, its purpose, and anticipated effects:

The proposed rule implements Chapter 344, Laws of 2002 (SSB 6234). The law requires insurers to provide a “date certain” for periodic payment plans for private passenger automobile insurance. A late charge may not be required if payment is received within five days of the date payment is due.

The proposed rule states that insurers must state a consistent and specific day of the month as the due date for payment of premiums for private passenger automobile insurance paid periodically. Once the due date is established by the insurer, it can only be changed by agreement of the policyholder and insurer, or due to late payment. The proposed rule also provides an example of how an insurer can comply and clarifies that no filing is necessary for compliance.

The proposed rule should allow insurers to implement the law in a clear and consistent manner.

Does proposal change existing rules? ☐ YES      ☒ NO

If yes, describe changes:

The proposed rule is a new WAC section.

NEW SECTION

**WAC 284-30-510 Auto premium due date.** For the purposes of RCW 48.18.140, insurers must state a consistent and specific date of the month when a monthly payment for private passenger automobile insurance is due. For example, the payments could be due on the 15th of each month. After a due date is established for a policyholder, the date can only be changed (a) by agreement of the policyholder and insurer or (b) because of late payment. Insurers are not required to make filings with the insurance commissioner to satisfy the requirements of this section.